

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

Carlos W Garcia Rodriguez,

Plaintiff(s),

Case No. CV 04-156 BR

ORDER OF DISMISSAL

v.

Wendy's International Inc.,

Defendant(s).

The Court having been informed by counsel for the parties that this action has been settled,

IT IS ORDERED that, pursuant to LR 41.1, this action is dismissed with prejudice and without costs and with leave, upon good cause shown within sixty (60) days, to have this order of dismissal set aside and the action reinstated if the settlement is not consummated. Pending motions, if any, are denied as moot. All pretrial deadlines and any trial date are stricken.

Dated: November 9, 2004

DONALD M. CINNAMOND, Clerk of Court

by ____/s/ Steven L. Minetto_____
Steven L. Minetto, Deputy Clerk

cc: Counsel

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